

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

VIBRAM S.P.A., and
VIBRAM USA, INC.

Plaintiffs,

v.

FILA USA, INC.

Defendant.

Civil Action No. 11-cv-11192-PBS

JOINT STIPULATION OF DISMISSAL

IT IS HEREBY STIPULATED AND AGREED by and among plaintiffs Vibram S.p.A. and Vibram USA, Inc., and defendant Fila USA, Inc., by their attorneys, that:

1. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the above-captioned action, including all claims, counterclaims and affirmative defenses, is hereby dismissed with prejudice.
2. The protective order entered by the Court shall remain in full force and effect notwithstanding the dismissal of the action.
3. Each party shall bear its own costs and fees.

Dated: November 26, 2012

/s/ Michael J. Rye

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Dated: November 26, 2012

/s/ Francis H. Morrison III

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Attorneys for Defendant Fila USA, Inc.

SO ORDERED: _____, 2012

Honorable Patti B. Saris
United States District Judge

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing document was served on all counsel of record via the Court's ECF filing system on this 26th day of November 2012.

/s/Andrew C. Ryan
Andrew C. Ryan